

GEORGE A. RILEY (S.B. #118304) griley@omm.com
DARIN W. SNYDER (S.B. #136003) dsnyder@omm.com
PAT W. COSTELLO (S.B. #218591) pcostello@omm.com
DAVID S. ALMELING (S.B. #235449) dalmeling@omm.com
O'MELVENY & MYERS LLP
Embarcadero Center West
275 Battery Street
San Francisco, CA 94111-3305
Telephone: (415) 984-8700
Facsimile: (415) 984-8701

Attorneys for Defendant
OrthoClear, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ALIGN TECHNOLOGY, INC.,

Plaintiff,

v.

ORTHOCLEAR, INC. and
ORTHOCLEAR HOLDINGS, INC.,

Defendant.

Case No. CV 05-2948 MMC

**ORDER GRANTING ORTHOCLEAR,
INC.'S ADMINISTRATIVE MOTION
TO SEAL PURSUANT TO LOCAL
RULE 79-5 CERTAIN DOCUMENTS
SUBMITTED IN SUPPORT OF
ALIGN'S OPPOSITION TO
ORTHOCLEAR HOLDINGS, INC.'S
MOTION TO DISMISS FOR LACK OF
PERSONAL JURISDICTION OR, IN
THE ALTERNATIVE, FOR A MORE
DEFINITE STATEMENT**

Hearing Date: January 6, 2006
Time: 9:00 a.m.
Courtroom: 7
Judge: Hon. Maxine Chesney.

1 OrthoClear, Inc.'s ("OrthoClear") Administrative Motion to Seal Pursuant to
2 Local Rule 79-5 Certain Documents Submitted In Support Of Align's Opposition to
3 OrthoClear Holdings, Inc.'s Motion to Dismiss for Lack of Personal Jurisdiction or, in the
4 Alternative, for a More Definite Statement came before the Court for hearing on January
5 6, 2006. This motion seeks to seal the entirety of Exhibit L to the Declaration of Richard
6 Elder in Support of Align's Opposition to OrthoClear Holdings' Motion to Dismiss for
7 Lack of Personal Jurisdiction or, in the Alternative, for a More Definite Statement, filed
8 on December 16, 2005 ("Exhibit L").
9

10 Having considered the pleadings and papers on file in this matter, and such other
11 relevant information and evidence that were presented to this Court, and finding good
12 cause,


13 **IT IS HEREBY ORDERED:**

14 Pursuant to Civil Local Rule 79-5, OrthoClear's Administrative Motion for Leave
15 to Seal the entirety of Exhibit L is **GRANTED**. From the date of this order and going
16 forward, Exhibit L shall be sealed from the public record.

17 The Clerk of the Court shall remove Exhibit L from the public record, and shall
18 file the document under seal.

19 IT IS SO ORDERED.

20
21 Date: December 28, 2005

22 
23 Hon. Maxine M. Chesney
24 United States District Court Judge
25
26
27
28